

### **REMARKS/ARGUMENTS**

This Amendment is in response to the Office Action mailed August 13, 2004 in the above-identified application for Letters Patent. A one (1) month extension of the time period for response has been obtained by a Petition filed on even date herewith, thereby setting the end of the response period on December 13, 2004.

#### ***Amendments to the Specification***

The specification has been amended at Page 1, under the title Field of the Invention, to correct the obvious omission of the word "from".

#### ***Amendments to the Claims***

Claims 1- 69, including an inadvertent second occurrence of Claim 13, which should have been designated Claim 14, are pending in the above-noted present application.

Claims 1- 69, including the inadvertent second occurrence of Claim 13, are canceled herein.

New Claims 70, 71, 72 and 73 are added herein.

Claims 70, 71, 72 and 73 remain in the application.

#### ***Office Action***

In Section 1 of the Office Action is a requirement that the mis-numbering of Claim 14 be corrected.

In Section 2 of the Office Action, claims 38-40 and 41-44 stand rejected under 35 USC 112, second paragraph, as being indefinite.

In Section 3 of the Office Action, claims 57 and 58 stand rejected under 35 USC 112, second paragraph, as being indefinite.

In Section 3 of the Office Action, claims 1, 2, 3, 4, 5, 6, 7, 8, 9, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 41, 42, 43, 44, 45, 47, 48, 49, 50, 51, 52, 53, 54, 55, 59, 63, 64, 65, 68, and 69 stand rejected under 35 USC 102(e) as being anticipated by Yamaguchi, US Patent Application Publication No. US2003/00389, published on February 27, 2003.

In Section 4 of the Office Action, claims 38, 39, 40, 66 and 67 stand rejected under 35 USC 103(a) as being unpatentable over Yamaguchi in view of Imbrie, US Patent Application Publication No. US2002/0169002, published on Nov 14, 2002.

In Section 5 of the Office Action, claim 46 stands rejected under 35 USC 103(a) as being unpatentable over Yamaguchi.

In Section 6 of the Office Action, claims 56-58 and 60-62 stand rejected under 35 USC 102(e) as being anticipated by Imbrie.

In light of the requirements and rejections set forth above in Sections 1-6 of the Office Action, all of the original claims 1-69, including the inadvertent second occurrence of claim 13, have been canceled herein.

With the disclosures of Yamaguchi and Imbrie in mind, Applicant presents herein new Claims 70 – 73. Claims 70 and 71 are directed to a system for outputting or saving remote digital content files from the Internet using a mobile wireless communication device and an output device , while claims 72 and 73 are directed to a corresponding method.

One of the very advantageous embodiments of the present invention provides a system and method that allows a user to browse the web with a wireless communication device operating in an Internet mode, select a digital content file at a web site, issue an OUTPUT or SAVE command to download the content file through the wireless device to a connected output device, without having the web browsing experience interrupted. This advantage is noted in at page 21, third paragraph of the specification.

As set forth in new claims 70-73 the system and method employ, in combination, a server on the Internet, a wireless communication device and an output device.

The server on the Internet is accessible via a wireless communications network and is operable to provide web site information, including web based digital content files, and content file output or saving information for such content files selected by a user for down loading. The web site information and the content file output or saving information having different protocols allowing the web site and content file output or saving information to be transmitted and received together without interfering with each other.

The wireless communication device is operable in user selected modes including a voice mode for voice communications and an Internet mode for accessing the Internet server to obtain web site and content file output or saving information. The mobile wireless communication device is operable by the user in the Internet mode to access web sites, select a digital content file on a web site and send an OUTPUT command or a SAVE command to the server to initiate downloading of content file output or save information for the selected file together with current web site information. The mobile wireless communication device also includes a port which echoes both web site and content file output or saving information.

The output device is operable in both an output mode or a saving mode, for outputting or saving a user selected content file in accordance with its content file output or saving information. The output device includes a controller, having a port connected to the port of the mobile wireless communication device, and is configured to monitor and receive content file output or saving information from the mobile wireless communication device which continues to operate in its Internet mode, whereby such continued operation in the Internet mode allows the user to access web sites without interruption during content file output or saving operations by the output device.

The new dependent system claim 71 and the new dependent method claim 73 add the limitations that the server includes means for processing a selected digital content file so that its content file output or saving information is compatible with the operational capabilities of the output device, and that the output device includes means for sending operational capabilities information to the server through the mobile wireless communication device upon receiving a request for such capabilities information from the server.

Neither Yamaguchi nor Imbrie, whether taken alone or in combination, disclose, teach, or suggest the claimed combination of elements defining Applicant's system set forth in new claims 70 and 71 or his method set forth in new claims 72 and 73.

Yamaguchi, in Fig 3A discloses a system 300 in which the file to be printed is generated within the wireless device and not acquired from the internet as is set forth in the Applicant's new claim. Also shown in Fig 3B is a system 330 in which the electronic document 388 to be printed is stored in the wireless device 332. In [0036] Yamaguchi set forth that when printing, the browser 340 in the wireless device 332 connects with the web server 346 in the interface box 334 which sends interface data back to the web browser to be displayed on 340. Thus, during printing operation the display of the wireless device is used to display printing information and can not be used to display web site information as is the case with the Applicant's system and method.

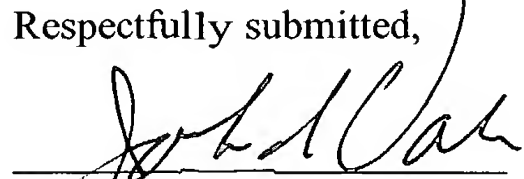
Imbrie discloses in [0035] a wireless submitting device 20 which may be a lap top, PDA cell phone, digital camera, etc. The focus of his disclosure is on how the submitting device interacts with the printer 70 and the validation device 80. He does not disclose, teach or suggest the Applicant's system and method for having continued web browsing capability while printing.

Applicant respectfully submits that neither Yamaguchi nor Imbrie, whether taken alone or in combination, disclose, teach, or suggest the claimed combination of elements defining Applicant's system set forth in new claims 70 and 71 or the combination of steps his method sets forth in new claims 72 and 73. As such, Applicant submits that new claims 70-73 patentably distinguish over these two reference, are in condition for allowance, and request that they be allowed.

Appl. No. 10/024,068  
Amend Dated December 7, 2004  
Response to Office Action Mailed 08/13/2004

For all of the above reasons, Applicant submits that the Specification and Claims are now in proper form, and that the Claims all patentably define over the prior art. Therefore, Applicant submits that this Application is now in condition for allowance, which action he respectfully solicits.

Respectfully submitted,

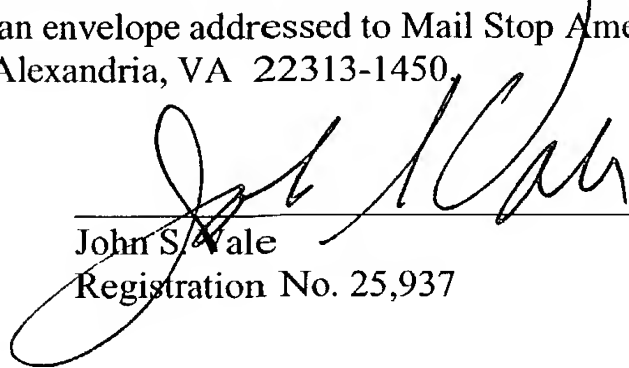
  
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**CERTIFICATE OF MAILING**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: December 7, 2004

  
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